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PTO/SB/05 (1/98) **A**

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# UTILITY PATENT APPLICATION AND FEE TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

INCOMPLETE

Attorney Docket No. BIOL0017

Date: October 12, 2001

Inventor(s): **Keith L. Frost, David A. Basiji, Richard A. Bauer, Rosalynde J. Finch, William E. Ortny, David J. Perry**  
**METHOD AND APPARATUS FOR READING REPORTER LABELED BEADS**

1. NAME OF FIRST NAMED INVENTOR: **Keith L. Frost** COUNTRY OF CITIZENSHIP: **US**  
2. RESIDENCE ADDRESS OF INVENTOR: **1912 - 8<sup>th</sup> Avenue West, Seattle, Washington 98119**  
3. NAME OF SECOND NAMED INVENTOR: **David A. Basiji** COUNTRY OF CITIZENSHIP: **US**  
4. RESIDENCE ADDRESS OF INVENTOR: **6538 Greenwood Avenue North, Seattle, Washington 98103**  
5. FULL NAME OF THIRD NAMED INVENTOR: **Richard A. Bauer** COUNTRY OF CITIZENSHIP: **US**  
6. RESIDENCE ADDRESS OF INVENTOR: **13324 70th Place N.E., Kirkland, Washington 98034**  
7. FULL NAME OF FOURTH NAMED INVENTOR: **Rosalynde J. Finch** COUNTRY OF CITIZENSHIP: **US**  
8. RESIDENCE ADDRESS OF INVENTOR: **706 21st Ave, Seattle, Washington 98122**  
9. FULL NAME OF FIFTH NAMED INVENTOR: **William E. Ortny** COUNTRY OF CITIZENSHIP: **US**  
10. RESIDENCE ADDRESS OF INVENTOR: **11546 Matsu Place, Bainbridge Island, Washington 98110**  
11. FULL NAME OF SIXTH NAMED INVENTOR: **David J. Perry** COUNTRY OF CITIZENSHIP: **US**  
12. RESIDENCE ADDRESS OF INVENTOR: **24017 107th Drive SE, Woodinville, Washington 98072**

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

1. ☒ Fee Transmittal (BELOW)  
2. ☒ Applicant claims small entity status. See 37 C.F.R. § 1.27.  
3. ☒ Specification [Total Pages **49**]  
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets **28**] [FORMAL]  
5. ☒ Oath or Declaration [Total Pages **1**]  
a. ☒ Newly executed (original or copy)  
b. ☒ Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 17 completed) [Note Item 5 below]  
ii. ☒ DELETION OF INVENTOR(S): Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).  
6. ☒ Application Data Sheet. See 37 C.F.R. § 1.76  
7. ☒ CD-ROM or CD-R in duplicated, large table or Computer Program (Appendix)  
8. ☒ Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)  
a. ☒ Computer Readable Form (CRF)  
b. ☒ Specification Sequence Listing on: ☒ i. CD-ROM or CD-R (2 copies); or ☒ i. Paper  
c. ☒ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s))  
10. ☒ 37 C.F.R. § 3.73(b) Statement (when there is an assignee) ☒ Power of Attorney  
11. ☒ English Translation Document (if applicable)  
12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations  
13. ☒ Preliminary Amendment  
14. ☒ Return Receipt Postcard (MPEP 503) (Should be itemized specifically)  
15. ☒ Certified Copy of Priority Document(s) (if foreign priority is claimed)  
16. ☒ NONPUBLICATION REQUEST: Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.  
17. ☒ Other: \_\_\_\_\_

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

☒ Continuation ☒ Divisional ☒ Continuation-in-part (CIP) of prior application No: **1**

Prior application information: Examiner: \_\_\_\_\_ Group / Art Unit: \_\_\_\_\_

This application is based on prior pending provisional application Serial No. 60/240,125, filed on October 12, 2000, and prior pending provisional application Serial No. 60/242,734, filed on October 23, 2000, the benefits of the filing dates of which are hereby claimed under 35 U.S.C. § 119(e). This application is further based on prior pending conventional application No. 09/939,292, filed on August 24, 2001, which is based on a prior pending provisional application Serial No. 60/228,076, filed on August 25, 2000, the benefits of the filing dates of which are hereby claimed under 35 U.S.C. § 119(e), and under 35 U.S.C. § 120.

For CONTINUATION OR DIVISIONAL APPLICATIONS only: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein. This incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

Correspondence address below:

Ronald M. Anderson  
LAW OFFICES OF RONALD M. ANDERSON  
600 - 108th Avenue N.E., Suite 507  
Bellevue, WA 98004

Telephone: 425-688-8816

Facsimile: 425-646-6314

<b>FEE TRANSMITTAL</b>																																																			
<b>METHOD OF PAYMENT (check one)</b>		<b>FEE CALCULATION (continued)</b>																																																	
<p>1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Account Number _____</p> <p>Deposit Account Name: _____</p> <p>Charge Any Additional Fee Required Under 37 CFR 1.16 &amp; 1.17</p> <p>Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance</p> <p>2. Payment Enclosed: _____</p> <p>Check (No. _____), Money Order _____ Other _____</p> <p><b>X Payment NOT Enclosed</b></p>		<p>3. <b>ADDITIONAL FEES (Continued)</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 80%;">Fee Description</th> <th style="width: 20%;">Fee Paid</th> </tr> </thead> <tbody> <tr><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>Extension for reply within first month</td><td></td></tr> <tr><td>Extension for reply within second month</td><td></td></tr> <tr><td>Extension for reply within third month</td><td></td></tr> <tr><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>Notice of Appeal</td><td></td></tr> <tr><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>Request for oral hearing</td><td></td></tr> <tr><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>Design issue fee</td><td></td></tr> <tr><td>Plant issue fee</td><td></td></tr> <tr><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>Petitions related to provisional applications</td><td></td></tr> <tr><td>Submission of Information Disclosure Statement</td><td></td></tr> <tr><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>Submission after final rejection (37 C.F.R. 1.129(a))</td><td></td></tr> <tr><td>Add'l invention to be examined (37 C.F.R. 1.129(b))</td><td></td></tr> <tr><td>Other fee (specify)</td><td></td></tr> <tr> <td style="text-align: right;"><b>SUBTOTAL (3)</b></td> <td style="text-align: center;"><b>\$</b></td> </tr> </tbody> </table>		Fee Description	Fee Paid	Requesting publication of SIR after Examiner action		Extension for reply within first month		Extension for reply within second month		Extension for reply within third month		Extension for reply within fourth month		Extension for reply within fifth month		Notice of Appeal		Filing a brief in support of an appeal		Request for oral hearing		Petition to institute a public use proceeding		Petition to revive - unavoidable		Petition to revive - unintentional		Utility issue fee (or reissue)		Design issue fee		Plant issue fee		Petitions to the Commissioner		Petitions related to provisional applications		Submission of Information Disclosure Statement		Recording each patent assignment per property (times number of properties)		Submission after final rejection (37 C.F.R. 1.129(a))		Add'l invention to be examined (37 C.F.R. 1.129(b))		Other fee (specify)		<b>SUBTOTAL (3)</b>	<b>\$</b>
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<b>1. BASIC FILING FEE</b>																																																			
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Independent Claims	- 3 = x	\$84/42 =	\$																																																
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<b>FEES (SUBTOTALS (1) &amp; (2))</b>		<b>\$</b>																																																	
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Request for reexamination																																																			
Requesting publication of SIR after Examiner action																																																			
<b>TOTAL FEES ENCLOSED: \$ -0-</b>																																																			

Typed/Printed Name Ronald M. Anderson

Signature Ron Anderson

Registration Number: 28,829

Date: October 12, 2001

**EXPRESS MAIL CERTIFICATE**

Express Mail Label No. EL744182283US

Date of Deposit: October 12, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Kathy L. Paulino

(Name of person mailing paper/fee)

Kathy L. Paulino  
(Signature of person mailing paper or fee)